

PATENT  
GETR:031**DECLARATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **OLIGONUCLEOTIDE SIZING USING CLEAVABLE PRIMERS**, the Specification of which:

- ☐ is attached hereto.  
☒ was filed on August 25, 1998 as Application Serial No. 09/139,386.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application:

08/639,363	April 26, 1996	Pending
(Application Serial No.)	(Filing Date)	(Status)
08/445,751	May 22, 1995	Issued (Pat. No. 5,700,642)
(Application Serial No.)	(Filing Date)	(Status)

I hereby direct that all correspondence and telephone calls be addressed to Gary J. Sertich, Arnold, White & Durkee, P.O. Box 4433, Houston, Texas 77210, (512) 418-3000.

I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Full Name:	Joseph	Albert	Monforte
Inventor's Signature:	<i>[Signature]</i>		
Country of Citizenship:	USA		Date: 11/20/98
Residence Address: (street, number, city, state, and/or country)	50 Alamo Ave Berkeley CA 94708		
Post Office Address: (if different from above)			

Inventor's Full Name:	Christopher	Hank	Becker
Inventor's Signature:	<i>[Signature]</i>		
Country of Citizenship:	USA		Date: 11-20-98
Residence Address: (street, number, city, state, and/or country)	3404 Bryant St Palo Alto CA 94306		
Post Office Address: (if different from above)			

Inventor's Full Name:	Thomas	Andrew	Shaler
Inventor's Signature:	<i>[Signature]</i>		
Country of Citizenship:	USA		Date: 11/20/98
Residence Address: (street, number, city, state, and/or country)	840 Coleman Ave #5 Menlo Park CA		
Post Office Address: (if different from above)			

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Inventor's Full Name:	Daniel	Joseph	Pollart
Inventor's Signature:	<i>Daniel Joseph Pollart</i>		
Country of Citizenship:	USA	Date:	11-20-98
Residence Address: (street, number, city, state, and/or country)	127 Capetown Drive Alameda, CA 94502		
Post Office Address: (if different from above)			

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****In re Application of:**

Joseph Albert Monforte, Christopher  
Hank Becker, Thomas Andrew Shaler  
and Daniel Joseph Pollart

Group Art Unit: Unknown

Examiner: Unknown

Serial No.: 09/139,386

Filed: August 25, 1998

Atty. Dkt. No.: GETR:031/STA

For: OLIGONUCLEOTIDE SIZING USING  
CLEAVABLE PRIMERS

**ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73**  
**AND POWER OF ATTORNEY**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The undersigned, being Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

The Assignee hereby revokes any previous Powers of Attorney and appoints:

J. Paul Williamson, Reg. No. 29,600; Teresa J. Bowles, Reg. No. 40,526; Shelley P.M. Fussey, Reg. No. 39,458; David W. Hibler, Reg. No. 41,071; Steven L. Highlander, Reg. No. 37,642; Nabeela R. McMillian, Reg. No. 43,363; David L. Parker, Reg. No. 32,165; Gary J. Sertich, Reg. No. 34,430; Mark B. Wilson, Reg. No. 37,259; and Richard A. Nakashima, Reg. No. 42,023;

each an attorney or agent of the firm of ARNOLD, WHITE & DURKEE, as its attorney or agent for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent, and for one year after issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to INC., referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all communications as follows:

Gary J. Sertich  
ARNOLD, WHITE & DURKEE  
P.O. Box 4433  
Houston, Texas 77210-4433  
(512) 418-3000

ASSIGNEE:  
GENETRACE SYSTEMS INC.

By: Christopher Becker  
Name: Christopher Becker  
Title: President and CEO COO  
Date: 11-20-98

ASSIGNMENT:

- ☐ Concurrently filed  
☒ Previously recorded

Date: \_\_\_\_\_  
Reel: \_\_\_\_\_  
Frames: \_\_\_\_\_